

WT 05-149

FCC 601 Main Form	DOCKET FILE COPY ORIGINAL FCC Application for Wireless Telecommunications Bureau Radio Service Authorization	Approved by OMB 3060 - 0798 See instructions for public burden estimate Submitted 03/07/2005 at 09:30AM File Number: 0002068266
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1) Radio Service Code: CW	1a) Existing Radio Service Code:
2) Application Purpose: New	
3a) If this request is for a <u>D</u> evelopmental License, <u>D</u> emonstration License, or a <u>S</u> pecial Temporary Authorization (STA), enter the code and attach the required exhibit as described in the instructions. Otherwise enter N (Not Applicable).	(N) <u>D</u> <u>M</u> <u>S</u> <u>N/A</u>
3b) If this request is for Special Temporary Authority due to an emergency situation, enter 'Y'; otherwise enter 'N'. Refer to Rule 1.915 for an explanation of situations considered to be an emergency.	(N) <u>Y</u> es <u>N</u> o
4) If this request is for an Amendment or Withdrawal, enter the file number of the pending application currently on file with the FCC.	File Number:
5) If this request is for a Modification, Renewal Only, Renewal/Modification, Cancellation of License, Consolidate Call Signs, Duplicate License, or Administrative Update, enter the call sign of the existing FCC license.	Call Sign:
6) If this request is for a New, Amendment, Renewal Only, or Renewal/Modification, enter the requested authorization expiration date (this item is optional).	
7) Is this request "major" as defined in Section 1.929 of the Commission's Rules when read in conjunction with the applicable radio service rules found in Parts 22 and 90 of the Commission's Rules? (NOTE: This question only applies to certain site-specific applications. See the instructions for applicability and full text of Section 1.929)	() <u>Y</u> es <u>N</u> o
8a) Does this filing request a Waiver of the Commission's Rules? If "Yes", attach an exhibit providing the rule numbers and expanding circumstances.	(N) <u>Y</u> es <u>N</u> o
8b) If a feeable waiver request is attached, multiply the number of stations (call signs) times the number of rule sections and enter the result.	
8c) Are the frequencies or parameters requested in this filing covered by grandfathered privileges, previously approved by waiver, or functionally integrated with an existing station?	(N) <u>Y</u> es <u>N</u> o
9) Are attachments being filed with this application?	(Y) <u>Y</u> es <u>N</u> o

Applicant Information

10) FCC Registration Number (FRN): 0012203600			
11) Licensee is a(n): Individual			
12) First Name (if individual): Peter	MI: T	Last Name: Akemann	Suffix:
13) Entity Name (if other than individual):			
14) Name of Real Party in Interest of Applicant (if different from applicant):			
15) Taxpayer Identification Number of Real Party in Interest:			
16) Attention To:			
17) P.O. Box:	And/Or	18) Street Address: 12340 Evensong Dr	

19) City: Los Angeles	20) State: CA	21) Zip Code: 90064
22) Telephone Number: (310)874-3214		23) FAX Number: (310)401-0205
24) E-Mail Address: peter@akemann.us		

Contact Information (If different than applicant)

25) First Name: Donald	MI: J	Last Name: Evans	Suffix:
26) Entity Name: Fletcher, Heald & Hildreth, LLP			
27) P.O. Box:	And/Or	28) Street Address: 11th Floor, 1300 N. 17th Street	
29) City: Arlington	30) State: VA	31) Zip Code: 22209	
32) Telephone Number: (703)812-0430		33) FAX Number: (703)812-0486	
34) E-Mail Address: evans@fhhlaw.com			

Regulatory Status

35) This filing is for authorization to provide or use the following type(s) of radio service offering (enter all that apply):	<input type="checkbox"/> (Yes) <u>C</u> ommon Carrier <input type="checkbox"/> (Yes) <u>N</u> on-Common Carrier <input type="checkbox"/> (No) <u>P</u> rivate, internal communications <input type="checkbox"/> (No) <u>B</u> roadcast Services <input type="checkbox"/> (No) <u>B</u> and <u>M</u> anager
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Type of Radio Service

36) This filing is for authorization to provide the following type(s) of radio service (enter all that apply):	<input type="checkbox"/> (No) <u>F</u> ixed <input type="checkbox"/> (Yes) <u>M</u> obile <input type="checkbox"/> (No) <u>R</u> adiolocation <input type="checkbox"/> (No) <u>S</u> atellite (sound) <input type="checkbox"/> (No) <u>B</u> roadcast Services
37) Interconnected Service? (<u>Y</u>) <u>Yes</u> <u>No</u>	

Fee Status

38) Is the Applicant exempt from FCC application fees?	<input type="checkbox"/> <u>Yes</u> <u>No</u>
39) Is the Applicant exempt from FCC regulatory fees?	<input type="checkbox"/> <u>Yes</u> <u>No</u>

Alien Ownership Questions (If any answer is Yes, attach exhibit explaining circumstances.)

40) Is the applicant a foreign government or the representative of any foreign government?	<input type="checkbox"/> <u>N</u> <u>Yes</u> <u>No</u>
41) Is the applicant an alien or the representative of an alien?	<input type="checkbox"/> <u>N</u> <u>Yes</u> <u>No</u>
42) Is the applicant a corporation organized under the laws of any foreign government?	<input type="checkbox"/> <u>N</u> <u>Yes</u> <u>No</u>
43) Is the applicant a corporation of which more than one-fifth of the capital stock is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country?	<input type="checkbox"/> <u>N</u> <u>Yes</u> <u>No</u>

44) Is the applicant directly or indirectly controlled by any other corporation of which more than one-fourth of the capital stock is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof, or by any corporation organized under the laws of a foreign country?	(N) <u>Yes</u> No
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Basic Qualification Questions (If any answer is Yes, attach exhibit explaining circumstances.)

45) Has the applicant or any party to this application or amendment had any FCC station authorization, license, or construction permit revoked or had any application for an initial, modification or renewal of FCC station authorization, license, construction permit denied by the Commission?	(N) <u>Yes</u> No
46) Has the applicant or any party to this application or amendment, or any party directly or indirectly controlling the applicant, ever been convicted of a felony by any state or federal court?	(N) <u>Yes</u> No
47) Has any court finally adjudged the applicant or any party directly or indirectly controlling the applicant guilty of unlawfully monopolizing or attempting unlawfully to monopolize radio communication, directly or indirectly, through control of manufacture or sale of radio apparatus, exclusive traffic arrangement, or any other means or unfair methods of competition?	(N) <u>Yes</u> No
48) Is the applicant or any party directly or indirectly controlling the applicant, currently a party in any pending matter referred to in the preceding two items?	(N) <u>Yes</u> No

Aeronautical Advisory Station (Unicom) Certification

49) () I certify that the station will be located on property of the airport to be served, and, in cases where the airport does not have a control tower, RCO, or FAA flight service station, that I have notified the owner of the airport and all aviation service organizations located at the airport within ten days prior to application.
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50) Race, Ethnicity, Gender of Applicant/Licensee (Optional)

Race:	American Indian or Alaska Native:	Asian:	Black or African-American:	Native Hawaiian or Other Pacific Islander:	White:
Ethnicity:	Hispanic or Latino:	Not Hispanic or Latino:			
Gender:	Female:	Male:			

General Certification Statements

1) The applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application.
2) The applicant certifies that grant of this application would not cause the applicant to be in violation of any pertinent cross-ownership, attribution, or spectrum cap rule.* *If the applicant has sought a waiver of any such rule in connection with this application, it may make this certification subject to the outcome of the waiver request.
3) The applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.
4) The applicant certifies that neither the applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under Section 1.2002(c) of the rules, 47 CFR § 1.2002(c). See Section 1.2002(b) of the rules, 47 CFR § 1.2002(b) for the definition of 'party to the application' as used in this certification.
5) The applicant certifies that it either (1) has current Form 602 on file with the Commission, (2) is filing an update Form 602 simultaneously with this application, or (3) is not required to file Form 602 under the Commission's Rules.

6) The applicant certifies that the facilities, operations, and transmitters for which this authorization is hereby requested are either: (1) categorically excluded from routine environmental evaluation for RF exposure as set forth in 47 C.F.R. § 1.1307(b); or, (2) have been found not to cause human exposure to levels of radiofrequency radiation in excess of the limits specified in 47 C.F.R. §§ 1.1310 and 2.1093; or, (3) are the subject of one or more Environmental Assessments filed with the Commission.

Signature

51) Typed or Printed Name of Party Authorized to Sign			
First Name: Peter	MI: T	Last Name: Akemann	Suffix:
52) Title: Sole Proprietor			
Signature: Peter T Akemann			53) Date: 03/07/05
Failure To Sign This Application May Result In Dismissal Of The Application And Forfeiture Of Any Fees Paid			
<p>Upon grant of this license application, the licensee may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in termination of the license. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of license requested in this application.</p> <p>WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, Section 1001) AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. Code, Title 47, § 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, § 503).</p>			

FCC 601 Schedule B	Schedule for Geographically Licensed Services	Approved by OMB 3060 - 0798 See instructions for public burden estimate
		File Number: 0002068266

Market/Channel Block				
1) Market Designator	2) Market Name	3) Channel Block	4) Sub-Market Designator	5) I am seeking a Tribal Lands Bidding Credit in this market
BTA089	Colorado Springs, CO	C5	5	No
BTA146	Florence, AL	C1	1	No
BTA212	Jacksonville, FL	C5	5	No
BTA261	Longview, WA	C3	3	No

Tribal Lands Information						
6) Market Designator	7) Channel Block	8) Name of Tribal Lands	9) Area, in square kilometers, of tribal lands contained within designated market	10) Indicate with an "X" those tribal lands where applicant has secured the required certification(s) from the tribal governments (attach certification(s))	11) The amount of bidding credit as defined by FCC Rules (by Market)	12) Additional amount of bidding credit requested (attach justification)

Certification Statements**For Applicants Claiming Eligibility as an Entrepreneur Under the General Rule**

Applicant certifies that they are eligible to obtain the licenses for which they apply.

For Applicants Claiming Eligibility as a Publicly Traded Corporation

Applicant certifies that they are eligible to obtain the licenses for which they apply and that they comply with the definition of a Publicly Traded Corporation, as set out in the applicable FCC rules.

For Applicants Claiming Eligibility using a Control Group Structure

Applicant certifies that they are eligible to obtain the licenses for which they apply.

Applicant certifies that the applicant's sole control group member is a pre-existing entity, if applicable.

For Applicants Claiming Eligibility as a Very Small Business, Very Small Business Consortium, Small Business, or as a Small Business Consortium

Applicant certifies that they are eligible to obtain the licenses for which they apply.

Applicant certifies that the applicant's sole control group member is a pre-existing entity, if applicable.

For Applicants Claiming Eligibility as a Rural Telephone Company

Applicant certifies that they meet the definition of a Rural Telephone Company as set out in the applicable FCC rules, and must disclose all parties to agreement(s) to partition licenses won in this auction. See applicable FCC rules.

For Applicants Claiming Tribal Lands Bidding Credit

Applicant certifies that it will comply with the bidding credit buildout requirements and consult with the tribal government(s) regarding the siting of facilities and deployment of service on the tribal land(s) as set out in the applicable FCC rules.

The copy resulting from Print Preview is intended to be used as a reference copy only and MAY NOT be submitted to the FCC as an application for manual filing.

Attachment List

Attachment Type	Date	Description	Contents
Ownership	03/04/05	Exhibit A: Ownership	0179991423642398318187444.pdf
Other	03/04/05	Exhibit C: Closed Bidding Eligibility	0179991753642398318187444.pdf
Ownership	03/04/05	Exhibit D: Designated Entities	0179991773642398318187444.pdf

EXHIBIT A: Applicant Identity and Ownership Information of Peter T. Akemann

1. General Information

Peter Akemann

12340 Evensong Dr.

Los Angeles, CA 90064

An Individual

U.S.Citizen

2. Ownership Information

Sole Proprietor

The applicant has no other interests in any FCC regulated entity.

EXHIBIT C: Eligibility For Closed Bidding

ASSETS

Assets for Peter T. Akemann
\$3,450,000

Gross Revenues

2003: \$ 1,806,433

2002: \$ 1,656,678

TOTAL: \$ 3,463,111

Avg: \$ 1,731,556

This bidder is considered an "entrepreneur" and is eligible to bid on closed block licenses.

Figures are provided for the most recent year for which definitive revenue figures were available.
I hereby certify that these figures are based on generally accepted accounting principles.

EXHIBIT D: Bidding Credit Eligibility

GROSS REVENUES

Gross Revenues for Peter T. Akemann

2003: \$ 1,806,433

2002: \$ 1,656,678

2001 \$ 620,107

TOTAL: \$ 4,083,218

Avg: \$ 1,361,073

This bidder is considered an "very small business" and is eligible for the 35% discount on any winning bids in open blocks when a discount is available.

Figures are provided for the most recent year for which definitive revenue figures were available.

I hereby certify that these figures are based on generally accepted accounting principles.

**FCC 602
Main Form**

**FCC Ownership Disclosure Information for the
Wireless Telecommunications Services**

Approved by OMB
3060 - 0799
See instructions for
Public burden estimate
Submitted
03/04/2005 at 4:56 PM
File Number:
0002082130

Filing Type

1a) <input checked="" type="checkbox"/> Current Filing	<input type="checkbox"/> Proposed Filing
1b) Is the purpose of this filing to report cellular cross-ownership holdings required pursuant to section 1.919 of the Commission's ___ Yes <input checked="" type="checkbox"/> No Rules?	
If 'Yes', provide an exhibit with this filing that identifies the Rural Service Area market(s) involved, as well as the cellular licensee of which the filer has acquired direct or indirect ownership interest of 10% or greater.	

Filer Information

2) First Name (if individual): Peter	MI: T	Last Name: Akemann	Suffix:
3) Filer Name (if entity):		4) FCC Registration Number (FRN): 12203600	

5) Contact Information

Name and Address: Donald J Evans PO BOX 11th Floor Arlington VA 22209	Telephone Number: 703-812-0430 Fax Number: 703-812-0486 E-mail Address: evans@fhhiaw.com
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Related FCC Regulated Businesses of Filer

6a) Name of all FCC-Regulated Businesses owned by Filer (use additional sheets, if necessary):	6b) Principal Business:	6c) FCC Registration Number (FRN):	6d) Percent of Interest Held:
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Signature

7) Typed or Printed Name of Party Authorized to Sign

First Name: Peter	MI: T	Last Name: Akemann	Suffix:
Title: self			
Signature: Peter T Akemann			Date: 3/04/2005
WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, Section 1001) AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. Code, Title 47, Section 312(a)(1) AND/ OR FORFEITURE (U.S. Code, Title 47, Section 503).			

FCC 602 Main Form
March 2005